UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

| GAROFALO CARTING, INC. | Case No |
|---------------------------------|---------|
| Petitioner, | |
| v. | |
| NATIONAL LABOR RELATIONS BOARD, | |
| Respondent. | |
| | |

PETITION FOR REVIEW OF DECISION AND ORDER OF THE NATIONAL LABOR RELATIONS BOARD

Pursuant to Rule 15(a) of the Federal Rules of Appellate Procedure and Section 10(f) of the National Labor Relations Act, as amended, 29 U.S.C. § 160(f), Petitioner Garofalo Carting, Inc., a New York corporation, hereby petitions the United States Court of Appeals for the Second Circuit for review of, and respectfully requests that the Court set aside, the Decision and Order entered by Respondent National Labor Relations Board on August 17, 2015, in Case No. 29-CA-141798, which is reported at 362 NLRB No. 170.

Dated: September 8, 2015

Respectfully Submitted,

<u>/s/</u>
Robert F. Milman, Esq.

Robert F. Milman, Esq. Milman Labuda Law Group PLLC 3000 Marcus Avenue- Suite 3W8 Lake Success, New York 11042 (516) 328-8899

Ira D. Wincott, Esq. Milman Labuda Law Group PLLC 3000 Marcus Avenue- Suite 3W8 Lake Success, New York 11042 (516) 328-8899

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

| GAROFALO CARTING, INC. | Case No. |
|---------------------------------|----------|
| Petitioner, | |
| v. | |
| NATIONAL LABOR RELATIONS BOARD, | |
| Respondent. | |
| | |

CERTIFICATION OF SERVICE

Pursuant to Rule 15(c) of the Federal Rules of Appellate Procedure, the undersigned certifies that one copy of Garofalo Carting, Inc.'s petition for review of the Decision and Order of the National Labor Relations Board is being served on September 8, 2015, by United States mail, first-class postage prepaid, upon the following:

Gary Rothman, Esq.
Counsel for Local 339, United Service Workers Union, International Union of Journeymen and Allied Trades.
Law Offices of Richard M. Greenspan
220 Heatherdell Road
Ardsley, NY 10502

James G. Paulsen – Regional Director National Labor Relations Board – Region 29 Two Metro Tech Center 100 Myrtle Avenue 5th Floor Brooklyn, NY 11201-4201

Case 15-2841, Document 1-2, 09/08/2015, 1594094, Page4 of 4

Richard F. Griffin, Jr.- General Counsel National Labor Relations Board- Headquarters 1015 Half Street SE Washington, D.C. 20570-0001

/s/______Robert F. Milman, Esq. Ira D. Wincott, Esq.